

WEDNESDAY, FEBRUARY 16, 2000

FIFTY-FOURTH LEGISLATIVE DAY

The House met at 2:30 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Patton.

Representative Patton led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Black; family illness.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 135: Rep(s). Patton as prime sponsor(s).

MESSAGE FROM THE SENATE
February 15, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2203, 2272 and 2660; all passed by the Senate.

RUSSELL HUMPHREY, Acting Chief Clerk.

***Senate Bill No. 2203** -- Guardianship - Permits court to approve or confirm compromise of claim filed on behalf of minor or disabled person even if action or suit for such claim is not pending Amends TCA Section 34-11-121. by *Cohen. (HB2565 by *Briley)

***Senate Bill No. 2272** -- Sexual Offenses - Creates Class E felony offense of person over 18 years of age using electronic communication, such as Internet, to solicit person less than 18 years of age to engage in sexual activity or with intent to engage in sexual activity Amends TCA Title 39, Chapter 13. by *Rochelle, *McNally, *Person, *Graves, *Davis L, *Kurita, *Burks, *Williams, *Miller J. (HB2654 by *McMillan)

***Senate Bill No. 2660** -- Corporations, For Profit - Allows reinstatement of foreign corporation where corporate authority to transact business in Tennessee has been administratively revoked for more than two years Amends TCA Section 48-25-303 and Section 48-65-303. by *Crowe. (HB2666 by *Cole (Carter))

MESSAGE FROM THE SENATE
February 15, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593 and 594; all adopted for concurrence.

RUSSELL HUMPHREY, Acting Chief Clerk.

Senate Joint Resolution No. 582 -- Memorials, Retirement - Dr. Bill Scott Portis. by *Herron.

Senate Joint Resolution No. 583 -- Memorials, Death - Dr. L.C. Waddle. by *Herron.

Senate Joint Resolution No. 584 -- Memorials, Death - William L. "Billy" Bone. by *Graves, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 585 -- Memorials, Death - Guy Hollis. by *Kurita.

Senate Joint Resolution No. 586 -- Memorials, Sports - Clarksville High School wrestling team, TSSAA 2000 Division 1 Dual Tournament state champions. by *Kurita.

Senate Joint Resolution No. 587 -- Memorials, Public Service - Gary L. Scott, Boy Scouts of America "Citizen of the Year". by *Kurita, *Springer, *Herron.

WEDNESDAY, FEBRUARY 16, 2000 — FIFTY-FOURTH LEGISLATIVE DAY

Senate Joint Resolution No. 588 -- Memorials, Academic Achievement - Jean Marie Peacher, Salutatorian, Stewart County High School. by *Kurita.

Senate Joint Resolution No. 589 -- Memorials, Personal Occasion - Mr. and Mrs. James E. Williams, 50th Wedding Anniversary. by *Rochelle, *Davis L.

Senate Joint Resolution No. 590 -- Memorials, Death - Ervin Smith. by *Rochelle.

Senate Joint Resolution No. 591 -- Memorials, Death - Howard (Doodle) Gwaltney. by *Rochelle.

Senate Joint Resolution No. 592 -- Memorials, Death - Reggie L. Honey. by *Rochelle.

Senate Joint Resolution No. 593 -- Memorials, Death - Robert Evans, Jr. by *Rochelle.

Senate Joint Resolution No. 594 -- Memorials, Public Service - Johnson City Elks, #825. by *Crowe.

**ENROLLED BILLS
February 15, 2000**

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 446, 447 and 448.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED
February 15, 2000**

The Speaker signed the following: House Joint Resolution(s) No(s). 446, 447 and 448.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
February 15, 2000**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 446, 447 and 448; signed by the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK
February 15, 2000**

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 446, 447 and 448.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

February 15, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2006, 2079, 2092, 2109, 2110, 2112 and 2193; for the signature of the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

SIGNED

February 15, 2000

The Speaker signed the following: Senate Bill(s) No(s). 2006, 2079, 2092, 2109, 2110, 2112 and 2193.

MESSAGE FROM THE SENATE

February 16, 2000

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 449; concurred in by the Senate.

RUSSELL HUMPHREY, Acting Chief Clerk.

MESSAGE FROM THE SENATE

February 16, 2000

MR. SPEAKER: I am directed to return to the House, Senate Bill(s) No(s). 1882.

The Senate concurred in House Amendment(s) No(s). 1 and nonconcurred in House Amendment(s) No(s). 3.

RUSSELL HUMPHREY, Acting Chief Clerk.

MESSAGE FROM THE SENATE

February 16, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 549, 613, 614 and 615; all adopted for concurrence.

RUSSELL HUMPHREY, Acting Chief Clerk.

***Senate Joint Resolution No. 549** -- General Assembly, Confirmation of Appointment - A.C. Wharton, Jr., Tennessee Higher Education Commission. by *Ford J, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsa, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 613 -- Memorials, Heroism - Lester Goforth. by *Davis L.

Senate Joint Resolution No. 614 -- Memorials, Death - Steve Lacy. by *Crowe, *Crutchfield.

Senate Joint Resolution No. 615 -- Memorials, Recognition - Luciano Pavarotti. by *Blackburn.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Rep. Caldwell was recognized in the Well to introduce Dr. Alvin W. Trivelpiece, retiring Director of Oak Ridge National Laboratory, for remarks.

RESOLUTION READ

The Clerk read Senate Joint Resolution No. 530 honoring Dr. Trivelpiece for his accomplishments during his tenure at the Oak Ridge National Laboratory.

RECOGNITION IN THE WELL

Reps. L. DeBerry, Chumney and Buck were recognized in the Well to introduce Brian Dauer for remarks.

RESOLUTION READ

The Clerk read House Joint Resolution No. 468 honoring Mr. Dauer for his tenure as a Research Analyst for the House of Representatives.

BILLS WITHDRAWN

On motion of Rep. Odom, **House Bill No. 578** was recalled from the Government Operations Committee and withdrawn from the House.

On motion of Rep. Odom, **House Bill No. 2851** was recalled from the Government Operations Committee and withdrawn from the House.

RECOGNITION IN THE WELL

Rep. Jackson was recognized in the Well to introduce Mr. Steve Schramm for remarks regarding the TennCare Program.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 469** -- General Assembly, Studies - Creates special joint committee to study fireworks safety. by *DeBerry L.

House Commerce Committee

***House Joint Resolution No. 471** -- General Assembly, Directed Studies - Directs TBI to act as lead agency in conducting study concerning implementation of statewide coordinated system of police radio communication. by *Rinks.

House Judiciary Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for February 17, 2000:

House Resolution No. 136 -- Memorials, Public Service - Tom Brown, 1999 Collierville Person of the Year. by *Scroggs, *Todd.

House Resolution No. 137 -- Memorials, Recognition - Charlotte Ruppelt. by *Cooper B.

House Joint Resolution No. 470 -- Memorials, Public Service - Alzheimer's Association "An Evening to Remember.". by *Brooks.

House Joint Resolution No. 473 -- Memorials, Death - George Montague Erwin. by *Scroggs, *Kent, *Hassell.

House Joint Resolution No. 474 -- Memorials, Death - Kathleen V. Ottinger, Greeneville. by *Davis (Cocke), *Whitson.

House Joint Resolution No. 475 -- Memorials, Public Service - Dr. N. Gerry House. by *Bowers, *DeBerry L, *Armstrong, *Brooks, *Chumney, *Hargett, *Todd, *Turner (Shelby), *DeBerry J, *Miller L.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for February 17, 2000:

Senate Joint Resolution No. 582 -- Memorials, Retirement - Dr. Bill Scott Portis. by *Herron.

Senate Joint Resolution No. 583 -- Memorials, Death - Dr. L.C. Waddle. by *Herron.

Senate Joint Resolution No. 584 -- Memorials, Death - William L. "Billy" Bone. by *Graves, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L., *Dixon, *Elsea, *Ford J., *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J., *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 585 -- Memorials, Death - Guy Hollis. by *Kurita.

Senate Joint Resolution No. 586 -- Memorials, Sports - Clarksville High School wrestling team, TSSAA 2000 Division 1 Dual Tournament state champions. by *Kurita.

Senate Joint Resolution No. 587 -- Memorials, Public Service - Gary L. Scott, Boy Scouts of America "Citizen of the Year". by *Kurita, *Springer, *Herron.

Senate Joint Resolution No. 588 -- Memorials, Academic Achievement - Jean Marie Peacher, Salutatorian, Stewart County High School. by *Kurita.

Senate Joint Resolution No. 589 -- Memorials, Personal Occasion - Mr. and Mrs. James E. Williams, 50th Wedding Anniversary. by *Rochelle, *Davis L.

Senate Joint Resolution No. 590 -- Memorials, Death - Ervin Smith. by *Rochelle.

Senate Joint Resolution No. 591 -- Memorials, Death - Howard (Doodle) Gwaltney. by *Rochelle.

Senate Joint Resolution No. 592 -- Memorials, Death - Reggie L. Honey. by *Rochelle.

Senate Joint Resolution No. 593 -- Memorials, Death - Robert Evans, Jr. by *Rochelle.

Senate Joint Resolution No. 594 -- Memorials, Public Service - Johnson City Elks, #825. by *Crowe.

Senate Joint Resolution No. 613 -- Memorials, Heroism - Lester Goforth. by *Davis L.

Senate Joint Resolution No. 614 -- Memorials, Death - Steve Lacy. by *Crowe, *Crutchfield.

Senate Joint Resolution No. 615 -- Memorials, Recognition - Luciano Pavarotti. by *Blackburn.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 3278 -- Campbell County - Subject to local approval, increases Campbell County school board from five to ten members. Amends Chapter 15 of the Private Acts of 1993. by *Goins, *Baird.

House Bill No. 3279 -- Washington County - Subject to local approval, changes name of dog and cat control program to animal control program in charter to provide for enforcement of animal cruelty laws under TCA 39-14-202 Amends Chapter 167 of the Private Acts of 1986; as amended. by *Patton, *Davis (Washington).

House Bill No. 3280 -- Alcoa - Subject to local approval, revises certain provisions of city charter. Amends Chapter 510 of the Private Acts of 1919; as amended. by *McCord, *Kerr.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 2203** -- Guardianship - Permits court to approve or confirm compromise of claim filed on behalf of minor or disabled person even if action or suit for such claim is not pending Amends TCA Section 34-11-121. by *Cohen. (HB2565 by *Briley)

***Senate Bill No. 2272** -- Sexual Offenses - Creates Class E felony offense of person over 18 years of age using electronic communication, such as Internet, to solicit person less than 18 years of age to engage in sexual activity or with intent to engage in sexual activity Amends TCA Title 39, Chapter 13. by *Rochelle, *McNally, *Person, *Graves, *Davis L, *Kurita, *Burks, *Williams, *Miller J. (HB2654 by *McMillan)

***Senate Bill No. 2660** -- Corporations, For Profit - Allows reinstatement of foreign corporation where corporate authority to transact business in Tennessee has been administratively revoked for more than two years Amends TCA Section 48-25-303 and Section 48-65-303. by *Crowe. (HB2666 by *Cole (Carter))

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 3277 -- Maury County -- Local Bill Held on House Desk

REPORTS FROM STANDING COMMITTEES

The committees that met on **February 15, 2000**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar for February 17, 2000**: House Bill(s) No(s). 1334 and 2125.

AGRICULTURE

The Agriculture Committee recommended for passage: House Bill(s) No(s). 2687 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

COMMERCE

The Commerce Committee recommends for passage: House Bill(s) No(s). 2339, 2534 and House Joint Resolution(s) No(s). 399; also House Bill(s) No(s). 2152 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

CONSUMER AND EMPLOYEE AFFAIRS

The Consumer and Employee Affairs Committee recommended for passage: House Bill(s) No(s). 2488 and 2487. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2610 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION

The Education Committee recommended for passage: House Joint Resolution(s) No(s). 398 and 400. Under the rules, each was transmitted to the Calendar and Rules Committee.

FINANCE, WAYS AND MEANS

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 2799, 2798, 2491 and 2316. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

The Government Operations Committee recommended for passage: House Bill(s) No(s). 2068, 2069, 2066, 2422. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also recommended that House Bill(s) No(s). 2379 and 3082 be transmitted to the Commerce Committee, House Bill(s) No(s). 2135, also House Bill(s) No(s). 3094 with amendments be transmitted to the Health and Human Resources Committee, House Bill(s) No(s). 2199 be transmitted to the Judiciary Committee, House Bill(s) No(s). 2540 be transmitted to the State and Local Government Committee.

HEALTH AND HUMAN RESOURCES

The Health and Human Resources Committee recommended for passage: House Bill(s) No(s). 2615. Under the rules, each was transmitted to the Calendar and Rules Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 2352, 2722, also House Bill(s) No(s). 2264, 1834 and 2293 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2140 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **February 16, 2000**, reported the following:

JUDICIARY

The Judiciary Committee recommended for passage: House Bill(s) No(s). 2666, 2613, 2781, 2768 and 2782. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2749, 2312 and 2618. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The committee further reports that House Bill No. 523 was considered, but failed to pass.

TRANSPORTATION

The Transportation Committee recommended for passage: House Bill(s) No(s). 2674. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2155, 2156, 2896, 2217; also House Bill(s) No(s). 2376 and 2469 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CAPTION BILLS REFERRED

February 16, 2000

Pursuant to **Rule No. 47**, the following Caption Bill(s), 2398, 73, 2866 and 3131 held on the Clerk's desk were referred to the following Committee(s):

House Bill No. 2398 -- Appropriations -- House Finance, Ways and Means Committee

***House Bill No. 73** -- House Transportation Committee

House Bill No. 2866 -- Administrative Procedure -- House State and Local Government Committee

House Bill No. 3131 -- Taxes, Excise - House Finance, Ways and Means Committee

CONSENT CALENDAR

House Resolution No. 133 -- Memorials, Personal Occasion - Bowman/Durham wedding. by *Mumpower, *Godsey, *Westmoreland.

House Resolution No. 134 -- Memorials, Public Service - Kevin Cable. by *Mumpower.

House Resolution No. 135 -- Memorials, Public Service - Dr. James E. Messimer, 25 years of medical service to Bristol. by *Godsey, *Mumpower, *Davis (Washington), *Westmoreland.

House Joint Resolution No. 461 -- Memorials, Academic Achievement - Jeffrey S. Robinson. by *Bone.

House Joint Resolution No. 462 -- Memorials, Professional Achievement - Ted Russell, TIME Magazine Quality Dealer Award. by *Davis (Cocke), *Bittle.

House Joint Resolution No. 463 -- Memorials, Public Service - Bryce Galen, Prudential Spirit of Community Award winner. by *Ferguson.

House Joint Resolution No. 464 -- Memorials, Public Service - Dana Davis. by *Mumpower, *Godsey, *Davis (Washington), *Westmoreland.

House Joint Resolution No. 465 -- Memorials, Death - Mary Kitts, Knoxville. by *Boyer.

House Joint Resolution No. 466 -- Memorials, Death - Mack Pinkelton. by *Fowlkes.

House Joint Resolution No. 467 -- Memorials, Death - C.R. Conner. by *McCord, *Bittle.

Rep. McCord moved that all members of the Knox County delegation voting aye on House Joint Resolution No. 467 be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Hargrove moved that the rules be suspended for the purpose of introducing **House Joint Resolution No. 472** out of order, which motion prevailed.

House Joint Resolution No. 472 -- General Assembly, Recess&Reconvene - Recesses from Thursday, February 17, to Wednesday, February 23, 2000. by *Hargrove, *McDaniel.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Hargrove, the resolution was adopted.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep. Bowers, **House Bill No. 241** was recalled from the State and Local Government Committee and withdrawn from the House.

On motion of Rep. Bowers, **House Bill No. 1810** was recalled from the Commerce Committee and withdrawn from the House.

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On motion of Rep. Bowers, **House Bill No. 229** was recalled from the Finance, Ways and Means Committee and withdrawn from the House.

On motion of Rep. Bowers, **House Bill No. 242** was recalled from the Finance, Ways and Means Committee and withdrawn from the House.

On motion of Rep. Bowers, **House Bill No. 865** was recalled from the Agriculture Committee and withdrawn from the House.

On motion of Rep. Bowers, **House Bill No. 566** was recalled from the Calendar and Rules Committee and withdrawn from the House.

On motion of Rep. Bowers, **House Bill No. 563** was recalled from the Education Committee and withdrawn from the House.

On motion of Rep. Bowers, **House Bill No. 338** was recalled from the Consumer and Employee Affairs Committee and withdrawn from the House.

On motion of Rep. Bowers, **House Bill No. 562** was recalled from the Health and Human Resources Committee and withdrawn from the House.

On motion of Rep. Bowers, **House Bill No. 1806** was recalled from the Finance, Ways and Means Committee and withdrawn from the House.

On motion of Rep. Bowers, **House Bill No. 561** was recalled from the Transportation Committee and withdrawn from the House.

On motion of Rep. Patton, **House Bill No. 3196** was recalled from the State and Local Government Committee and withdrawn from the House.

Rep. Patton moved to withdraw **House Bill No. 1447** from the House, which was previously withdrawn on February 9, 2000.

On motion of Rep. Briley, **House Bill No. 1004** was recalled from the Consumer and Employee Affairs Committee and withdrawn from the House.

On motion of Rep. Briley, **House Bill No. 2567** was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Briley, **House Bill No. 2573** was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Briley, **House Bill No. 2576** was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Briley, **House Bill No. 2577** was recalled from the Judiciary Committee and withdrawn from the House.

RULES SUSPENDED

Rep. L. DeBerry moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 468 out of order, which motion prevailed.

House Joint Resolution No. 468 — Memorials, Recognition - Brian Dauer, Research Analyst, Tennessee House of Representatives. by *DeBerry L.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. L. DeBerry, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes 98
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

ANNOUNCEMENTS

COMMUNICATION

To: Burney Durham

From: Speaker Jimmy Naifeh

Re: House Bill No. 2583

I am hereby transferring House Bill No. 2583 from the House Agriculture Committee to the House Judiciary Committee.

Without objection, it was so ordered.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 2131: Rep(s). Brooks and Pruitt as prime sponsor(s).

House Bill No. 2355: Rep(s). Kisber as prime sponsor(s).

House Bill No. 2408: Rep(s). Pruitt as prime sponsor(s).

House Bill No. 2462: Rep(s). S. Jones as prime sponsor(s).

House Bill No. 2538: Rep(s). Patton as prime sponsor(s).

House Bill No. 2715: Rep(s). Langster as prime sponsor(s).

House Bill No. 3009: Rep(s). Robinson as prime sponsor(s).

House Bill No. 3166: Rep(s). Tidwell, White, Fitzhugh, Bone and Fraley as prime sponsor(s).

House Bill No. 3167: Rep(s). Fitzhugh, White and Fraley as prime sponsor(s).

House Bill No. 3169: Rep(s). Langster as prime sponsor(s).

House Bill No. 3264: Rep(s). Ferguson as prime sponsor(s).

MESSAGE FROM THE SENATE
February 16, 2000

MR. SPEAKER: I am directed to return to the House, Senate Bill(s) No(s). 436.

The Senate refused to recede from its action in nonconcurring in House Amendment(s) No(s). 1, 2, 3 and 4.

The Speaker appointed a Conference Committee composed of Senators Dixon, Atchley and Graves to confer with a like Committee from the House to resolve the differences of the two bodies on Senate Bill No. 436.

RUSSELL HUMPHREY, Acting Chief Clerk.

ENGROSSED BILLS
February 16, 2000

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 472.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

February 16, 2000

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 472; all concurred in by the Senate.

RUSSELL HUMPHREY, Acting Chief Clerk.

MESSAGE FROM THE SENATE

February 16, 2000

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2625, 2628 and 2675; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

RUSSELL HUMPHREY, Acting Chief Clerk.

MESSAGE FROM THE GOVERNOR

February 16, 2000

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 1811, 2039, 2039, 2040, 2362, also, House Joint Resolution(s) No(s). 177, 446, 447 and 448; with his approval.

MICHELLE LONG, Counsel to the Governor.

MESSAGE FROM THE SENATE

February 16, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2180, 2181, 2183, 2247, 2269, 2338, 2339, 2377, 2609, 2617, 2637, 2744, 2794 and 2951; all passed by the Senate.

RUSSELL HUMPHREY, Acting Chief Clerk.

***Senate Bill No. 2180** -- Motor Vehicles, Titling and Registration - Authorizes issuance of Memphis Zoo new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to Memphis Zoological Society for acquisition of giant pandas. Amends TCA Title 55, Chapter 4. by *Cohen, *Kyle, *Dixon. (HB2200 by *Churney, *Turner (Shelby), *Pruitt, *Miller L, *Brooks, *Kernell)

***Senate Bill No. 2181** -- Motor Vehicles, Titling and Registration - Authorizes issuance of Memphis Redbirds baseball club new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to such club for community outreach programs in Memphis and Shelby County Amends TCA Title 55, Chapter 4. by *Cohen, *Kyle, *Dixon. (HB2190 by *Hassell)

***Senate Bill No. 2183** -- Motor Vehicles, Titling and Registration - Authorizes issuance of new specialty earmarked license plates for Eagle Foundation; allocates 50 percent of funds produced from sale thereof to such foundation to preserve American bald eagle Amends TCA Title 55, Chapter 4. by *Clabough, *Dixon. (HB2191 by *Montgomery, *Mumpower, *Godsey, *Buttry, *Baird)

***Senate Bill No. 2247** -- Judgments - Extends three-year period in which creditor must file execution of judgment action to handle bankruptcy or other slow pay situations. Amends TCA Title 25, Chapter 5, Part 1. by *Fowler, *Kurita. (HB2252 by *Bunch)

***Senate Bill No. 2269** -- Game and Fish Laws - Removes licensure requirements for commercial musseler helpers. Amends TCA Section 70-2-205. by *Springer. (HB2218 by *Tidwell)

Senate Bill No. 2338 -- Traffic Safety - Creates Class C misdemeanor offense of disrupting funeral procession. Amends TCA Section 55-8-183. by *Ford J. (*HB2103 by *Brooks)

***Senate Bill No. 2339** -- Banks and Financial Institutions - Removes authorization for bank to pay amounts of less than \$10,000 from safe deposit box to conform to 1998 revisions concerning access to contents of safe deposit boxes. Amends TCA Section 45-2-708. by *Womack. (HB2538 by *White, *Patton)

***Senate Bill No. 2377** -- Motor Vehicles, Titling and Registration - Authorizes issuance of license plates for PGA Junior Golf Amends TCA Title 55, Chapter 4. by *Blackburn, *Person, *Dixon. (HB2357 by *Sargent, *Williams (Williamson), *Westmoreland, *Roach, *Davis (Cocke), *Whitson)

***Senate Bill No. 2609** -- Appropriations - Allows Tennessee Intercollegiate State Legislature Foundation to carry over from year-to-year, without reversion to general fund, any unexpended appropriation. Amends TCA Section 49-3-2002. by *Springer. (HB2527 by *Hargett)

***Senate Bill No. 2617** -- Sunset Laws - Civil defense and disaster compact, June 30, 2008. Amends TCA Title 4, Chapter 29, and Title 58, Chapter 2. by *Springer. (HB2415 by *Kernell, *Garrett, *Brooks)

***Senate Bill No. 2637** -- Boats, Boating - Requires watercraft being used to tow persons on water skis or other water sports devices to have person, at least 12 years of age, on board to constantly observe person being towed if such watercraft not equipped with rearview mirrors meeting specifications approved by wildlife resources commission. Amends TCA Section 69-10-507. by *Burchett. (HB2545 by *Ferguson)

***Senate Bill No. 2744** -- Business Organizations - Reduces from two to one number of persons required to form professional limited liability company. Amends TCA Title 48, Chapter 248, Part 1. by *Rochelle. (HB3056 by *Hargrove)

***Senate Bill No. 2794** -- Children - Broadens child bicycle helmet requirements to include any highway, street or sidewalk; Amends TCA Title 55, Chapter 52. by *Herron, *Kurita. (HB3194 by *Sands)

Senate Bill No. 2951 -- Statutes - Codifies public acts of 1999. by *Wilder, *Kyle. (*HB2768 by *Hargrove)

ENGROSSED BILLS

February 16, 2000

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 461, 462, 463, 464, 465, 466, 467 and 468.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

CONSENT CALENDAR

February 16, 2000

The following local bills have been placed on the Consent Calendar for **February 17, 2000**: House Bill No. 2214.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Arriola, Baird, Beavers, Bittle, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odum, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

RECESS MOTION

On motion of Rep. Hargrove, the House stood in recess until 9:00 a.m., Thursday, February 17, 2000.